



PATENT APPLICATION
Docket No.: 11502/33

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
Blatter)
Serial No.: 10/706,245) Art Unit
Filed: November 12, 2003) 3731
Title: STAPLE AND ANVIL ANASTOMOSIS SYSTEM)
Examiner: Julian W. Woo)
Confirmation No.: 6387)
Customer No.: 32642)

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R § 1.97**

TO THE COMMISSIONER FOR PATENTS:

1. Pursuant to the duty of disclosure, documents listed on the accompanying Form PTO-1449 (or equivalent) are presented for the Examiner's consideration.

Copies of listed documents are enclosed. (37 CFR § 1.98(a))

Copies of listed U.S. patent documents are omitted because this application was filed after June 30, 2003 and is, thus, subject to image file wrapper processing.

Copies of listed foreign patent documents and/or non-patent literature are enclosed. (37 C.F.R. § 1.98(a)(2))

Copies of the documents listed on sheet(s) _____ of Form PTO-1449 (or equivalent) are omitted because (1) they are already of record in U.S. Patent Application No. _____, filed _____, on which this application relies for an earlier filing date under 35 U.S.C. § 120; and (2) any information disclosure statement filed in the prosecution of Application No. _____, complies with 37 CFR §§ 1.98(a) through (c). (37 C.F.R. § 1.98(d))

2. The Examiner's attention is directed to the enclosed copy of copending U.S. Patent Application No. _____, filed _____, for _____, which is cited in this application.

3. This information disclosure statement is being submitted (check box a., b., or c.):

- a. Within three months of the filing date of a national application or entry of the national stage in an international application; or before the mailing of a first Office action on the merits; or before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114. (No statement under 37 CFR 1.97(e) is required.); or
- b. After the period set forth in paragraph 3a, but before the mailing date of either a final action, a notice of allowance, or an action that otherwise closes prosecution in the application. (Check box i. or ii.)
 - i. A \$180.00 information disclosure statement submission fee set forth in 37 CFR 1.17(p) is enclosed, or
 - ii. A statement specified by 37 CFR 1.97(e) is set forth below; or
- c. After the mailing date of a final action or notice of allowance and on or before payment of the issue fee. A statement specified by 37 CFR 1.97(e) is set forth below. Enclosed is a \$180.00 information disclosure statement processing fee set forth in 37 CFR 1.17(p).

4. If a statement specified by 37 CFR 1.97(e) is required, the attorney or agent signing below hereby states that:

- each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or
- no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement.

5. A concise explanation of the relevance of each document not in the English language and/or selected documents in the English language is included.

DATED this 25TH day of MAY, 2006.

Respectfully submitted,



Kevin B. Laurence
Registration No. 38,219
Customer No. 32642

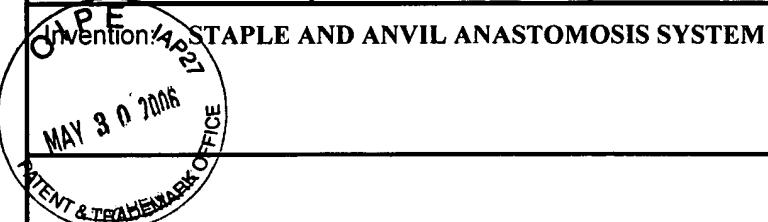
AUTOLIV ASP, INC.
3350 Airport Road
Ogden, Utah 84405
Telephone: (801) 625- 4934
Facsimile: (801) 625-7070

*IFD***CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

Applicant(s): Blatter

Docket No.

11502/33

Application No.
10/706,245Filing Date
November 12, 2003Examiner
Julian W. WooCustomer No.
32642Group Art Unit
3731

I hereby certify that this **Information Disclosure Statement (including the items listed below)**
(Identify type of correspondence)

is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope
 addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on
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Kevin B. Laurence*(Typed or Printed Name of Person Mailing Correspondence)*
(Signature of Person Mailing Correspondence)

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Transmitted: Certificate of Mailing by First Class Mail (37 CFR 1.8) (1 pg.)
 Supplemental Information Disclosure Statement (3 pgs.)
 PTO-Form 1449 listing twenty-six (26) references (2 pgs.)
 Copies of twenty-two (22) references
 (including foreign patents and other documents including articles
 and application related docs.)
 Transmittal of Information Disclosure Statement (2 pgs.)
 Postcard

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
11502/33

In Re Application Of: Blatter



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/706,245	November 12, 2003	Julian W. Woo	32642	3731	6387

Title: STAPLE AND ANVIL ANASTOMOSIS SYSTEM

Address to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

37 CFR 1.97(b)

- The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

- the statement specified in 37 CFR 1.97(e);

OR

- the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(e))

Docket No.
11502/33

In Re Application of Blatter

MAY 30 2006

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/706,245	November 12, 2003	Julian W. Woo	32642	3731	6387

Title: STAPLE AND ANVIL ANASTOMOSIS SYSTEM

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

A check in the amount of _____ is attached.

The Director is hereby authorized to charge and credit Deposit Account No. 50-2375 as described below.

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Kevin B. Laurence

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Kevin B. Laurence
Signature

Dated: May 25, 2006

Kevin B. Laurence
Registration No. 38,219
Stoel Rives LLP
One Utah Center
201 South Main Street, Suite 1100
Salt Lake City, UT 84111
Telephone: 801-578-6932
Facsimile: 801-578-6999

CC:



INFORMATION DISCLOSURE CITATION

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO. 11502/33 APPLICATION NO. 10/706,245

TITLE: STAPLE AND ANVIL ANASTOMOSIS SYSTEM

APPLICANT - Blatter

CUSTOMER NO.: 32642
CONFIRMATION NO. 6387

EXAMINER - Julian Woo

FILING DATE- November 12, 2003 ART UNIT 3731

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	1	6,811,555	11/02/2004	Willis et al.	606	153	09/01/2000
	2	5,732,772	03/31/1998	Borak, Jr., et al.	166	65.1	12/19/1995
	3	5,616,114	04/01/1997	Thorton et al.	600	3	12/08/1994
	4	4,076,162	02/28/1978	Kapitanov et al.	227	19	07/09/1976

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	INT'L. CLASS		TRANSLATION	
							YES	NO
	5	WO 99/21491	05/06/99	PCT/NL98/00605	A16B	17/115		
	6	WO 99/11178	03/11/99	PCT/US98/18471	A16B	17/068		
	7	WO 98/19625	05/14/98	PCT/US97/20494	A61F			
	8	WO 95/17127	06/29/95	PCT/DK94/00148	A61B	17/11		
	9	EP 0 990 420	04/05/00	EPO	A61B	17/115		
	10	EP 0 938 870	09/01/99	EPO	A61B	17/11		
	11	DE 19732234A	01/99	Germany	A61B	17/115		X
	12	EP 0 885 595	12/23/98	EPO	A61B	17/115		
	13	EP 0 820 724	01/28/98	EPO	A61B	17/11		

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DATE CONSIDERED:

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	INT'L. CLASS		TRANSLATION	
							YES	NO
	14	EP 0 820 725	01/28/98	EPO	A61B	17/11		
	15	EP 0 059 380	08/09/82	EPO	B01F			
	16	EP 0 012 013	06/11/80	EPO	A01G	9/10		
	17	2 316 910	07/76	French (Abstract of corresponding U.S. Patent No. 4,076,162)	A61B	17/11		X

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

	18	Cope, Constantin and Stanley Baum, <i>Catheters, Methods, and Injectors for Superselective Catheterization</i> , Abrams' Angiography Vascular and Interventional Radiology, Vol. 1, Fourth Edition, pp. 155-156.
	19	USSC, "VCS CLIP APPLIER SYSTEM, <i>Improve patency and reduce OR time in vascular anastomoses</i> " Auto Suture Company, A Division of United States Surgical Corporation.
	20	Preliminary Amendment and Request for Interference Declaration in U.S. Patent Application Serial No. 10/243,543, dated 09/12/2002, 20 pgs.
	21	Preliminary Amendment in U.S. Patent Application Serial No. 10/243,543, dated 07/15/2004, 7 pgs.
	22	Interview Summary from 12/16/2004 in U.S. Patent Application Serial No. 10/243,543, 2 pgs.
	23	Office Action in U.S. Patent Application Serial No. 10/243,543, dated 11/02/2004, 5 pgs.
	24	Office Action Response in U.S. Patent Application Serial No. 10/243,543, dated 12/30/2004, 20 pgs.
	25	Office Action in U.S. Patent Application Serial No. 10/243,543, dated 04/07/2005, 5 pgs.
	26	Office Action Response and Suggestion by Applicant for Interference and RCE in U.S. Patent Application Serial No. 10/243,543, dated 10/07/2005, 16 pgs.

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